

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION

This document relates to:

All Cases Noted on Attached Appendix A

MDL No. 2804

Case No. 1:17-md-2804

JUDGE DAN AARON POLSTER

**STIPULATION AND ORDER
DISMISSING WITH PREJUDICE CLAIMS
PURSUANT TO TRIBAL SETTLEMENT AGREEMENT**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel of record for the Tribal Plaintiffs identified in Appendix A (collectively, the “Dismissing Plaintiffs”) and Defendants Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc. n/k/a Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc. n/k/a Janssen Pharmaceuticals, Inc. (collectively and together with their Released Entities, the “Janssen Defendants”¹) that, pursuant to the election of each Dismissing Plaintiff to voluntarily dismiss its claims or participate in the Janssen Tribal Settlement Agreement, which was announced on February 1, 2022 and is now dated July 11, 2022, which is binding on the Dismissing Plaintiffs and the Janssen Defendants, and which has an Effective Date of July 11, 2022 (a copy of which is attached as Appendix B), all claims of each Dismissing Plaintiff against any Janssen Defendant are hereby voluntarily **DISMISSED WITH PREJUDICE**, with each party to bear its own costs. The Court shall retain jurisdiction with respect to the Janssen Tribal Settlement Agreement to the extent provided under that Agreement.

¹ The Released Entities are each and every entity of any of the Janssen Defendants that is a “Released Entity” as set forth in Section VI of the Janssen Tribal Settlement Agreement, dated as of July 11, 2022, a copy of which is attached as Appendix B.

November 16, 2022

Agreed as to form and substance:

/s/ Lloyd B. Miller

Lloyd B. Miller / Donald J. Simon / Whitney A.

Leonard

Sonosky, Chambers, Sachse, Miller & Monkman, LLP

/s/ Geoffrey Strommer

Geoffrey Strommer / Caroline Mayhew / Edmund

Goodman

Hobbs, Straus, Dean & Walker, LLP

/s/ Tara Sutton

Tara Sutton / Tim Purdon

Robins Kaplan LLP

/s/ Lynn Sarko

Lynn Sarko

Keller Rohrback, L.L.P.

/s/ T. Roe Frazer II

T. Roe Frazer II

Frazer PLC

/s/ Peter Mougey

Peter Mougey

Levin Papantonio Rafferty

/s/ Scott Gilbert

Scott Gilbert

Gilbert LLP

/s/ Eric B. Fastiff

Elizabeth J. Cabraser / Dan Drachler / Eric B. Fastiff

Lieff Cabraser Heimann & Bernstein LLP

/s/ Steve Skikos

Jane Joseph / Steve Skikos

Skikos, Crawford, Skikos & Joseph LLP

Tribal Leadership Committee

Agreed as to form and substance:

/s/ Charles C. Lifland

Charles C. Lifland

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Pharmaceuticals, Inc., Johnson &
Johnson, Janssen Pharmaceutica, Inc.
n/k/a Janssen Pharmaceuticals, Inc., and
Ortho-McNeil-Janssen Pharmaceuticals,
Inc. n/k/a Janssen Pharmaceuticals, Inc.*

SO ORDERED this ___ day of November,
2022.

Hon. Dan Aaron Polster
United States District Judge